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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LAWRENCE P. CIUFFITELLI, for
himself and as Trustee of
CIUFFITELLI REVOCABLE TRUST,
et al.,

Plaintiffs,

v.

DELOITTE & TOUCHE LLP;
EISNERAMPER LLP; SIDLEY
AUSTIN LLP; TONKON TORP LLP;
TD AMERITRADE, INC.;
INTEGRITY BANK & TRUST; and
DUFF & PHELPS, LLC,

Defendants

Underlying Case: *Ciuffitelli, et al. v.*
Deloitte & Touche LLP, et al. 3:16-cv-
00580-AC (D. Or.)

CASE NO. 2:19-mc-00034

**DEFENDANT DELOITTE &
TOUCHE LLP'S NOTICE OF
MOTION AND MOTION TO
COMPEL NON-PARTY
CLIFTONLARSONALLEN WEALTH
ADVISORS, LLC**

Judge:
Date:
Time:
Place:

TO ALL PARTIES AND TO THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that at a date, time, and courtroom to be announced, Deloitte & Touche LLP (“Deloitte”), a defendant in the putative class action captioned *Ciuffitelli, et al. v. Deloitte & Touche LLP*, No. 1:16-cv-00580-AC, currently pending before the Honorable John V. Acosta in the U.S. District Court for the District of Oregon (the “Oregon Class Action”), will and hereby does move this Court to compel non-party CliftonLarsonAllen Wealth Advisors, LLC (“CliftonLarsonAllen Wealth Advisors”) to comply with Deloitte’s August 23, 2018 Subpoena Duces Tecum.

This Motion is based on this Notice of Motion and Motion, the accompanying Joint Stipulation, the declarations in support of the Joint Stipulation and accompanying exhibits, any supplemental memoranda which may later be filed, all of the pleadings and other documents on file in the Oregon Class Action, any matters upon which the Court may take judicial notice, and any further argument or evidence that may be received by the Court.

The parties have been unable to resolve their dispute despite their meet-and-confer efforts pursuant to Local Rule 37-1. Deloitte hereby certifies that it conferred in good faith with CliftonLarsonAllen Wealth Advisors in an effort to obtain the discovery without court action.

Dated: March 14, 2019

LATHAM & WATKINS LLP

By: /s/ Peter A. Wald
 Peter A. Wald
Attorney for Defendant
Deloitte & Touche LLP